



CITY UTILITIES COMMITTEE
REGULAR COMMITTEE MEETING
~Minutes~

Atlanta City Hall
55 Trinity Ave.
Atlanta, GA 30303
<http://www.atlantaga.gov/>

CITY OF ATLANTA

Chairperson
The Honorable Natalyn Mosby Archibong

Santana Kempson Wright
(404) 330-6579
skempson@atlantaga.gov

Monday, November 24, 2014

9:30 AM

Committee Room 2

A. CALL TO ORDER

The regularly scheduled meeting of the **City Utilities Committee** was held on **Monday, November 24, 2014**, at **9:43 AM**, in **Committee Room 2**. The following members were present:

B. INTRODUCTION OF MEMBERS

Attendee Name	Title	Status	Arrived
Natalyn Mosby Archibong	Chair	Present	9:43 AM
Ivory Lee Young Jr.	Vice Chair	Present	9:31 AM
Yolanda Adrean	Councilmember, District 8	Present	9:33 AM
Andre Dickens	Councilmember Post 3 At-Large	Absent	
Joyce Sheperd	Councilmember, District 12	Present	10:04 AM
Howard Shook	Councilmember, District 7	Absent	
Alex Wan	Councilmember, District 6	Present	9:33 AM

Others in Attendance:

Councilmember C. T. Martin; Stefanie Grant, Renee Shepherd, Marc Goncher and Patrick McShane, **Law Department**; Commissioner Richard Mendoza, Deputy Commissioner Tim Borchers and Cotena Alexander, **Department of Public Works**; Nina Gentry, **Department of Planning**; Deputy Commissioners Mohamed Balla and Margaret Tanner and Raymond Wilkes, Maisha Land Wood, **Department of Watershed Management**; Katrina Taylor Parks, **Office of the Mayor**; members of the public, press and Council Staff.

C. ADOPTION OF AGENDA - ADOPTED AS AMENDED TO ADD TWO RESOLUTIONS

D. APPROVAL OF MINUTES – APPROVED

E. PUBLIC COMMENTS PERTAINING TO ITEMS ON THE AGENDA (3 MINUTES)

F. PRESENTATION

1. Status Report on the Atlanta Streetcar - Deputy Commissioner Tim Borchers, DPW

CONSENT

G. ORDINANCES FOR FIRST READING

- 14-O-1610 (1) AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2015 WATER AND WASTEWATER REVENUE FUND (5051) BUDGET IN THE AMOUNT OF FOURTEEN MILLION, TWO HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$14,200,000.00) TO TRANSFER FUNDS FROM THE DEPARTMENT OF WATERSHED MANAGEMENT GENERAL RESERVES AND ADD FUNDS TO APPROPRIATIONS FOR VARIOUS OFFICES TO ADDRESS CRITICAL NEEDS; AND FOR OTHER PURPOSES.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

- 14-O-1611 (2) AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2015 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF SIX MILLION DOLLARS AND ZERO CENTS (\$6,000,000.00) TO TRANSFER FUNDS FROM THE DEPARTMENT OF WATERSHED MANAGEMENT GENERAL RESERVES AND ADD FUNDS TO APPROPRIATIONS FOR VARIOUS OFFICES TO ADDRESS CRITICAL NEEDS; AND FOR OTHER PURPOSES

TO BE REFERRED TO CITY UTILITIES COMMITTEE

REGULAR

H. ORDINANCES FOR SECOND READING

- 14-O-1537 (3) A SUBSTITUTE ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2015 2009A WATER AND WASTEWATER BOND (5066) BUDGET, IN THE AMOUNT OF TWENTY-NINE MILLION, ONE HUNDRED FIFTY-THREE THOUSAND, FIVE HUNDRED TWENTY-TWO DOLLARS AND EIGHTY-FIVE CENTS (\$29,153,522.85) TO TRANSFER FUNDS FROM REALIGNED, POSTPONED OR DISCONTINUED PROJECTS TO THE CAPITAL PROJECTS RESERVE FOR APPROPRIATIONS; AND FOR OTHER PURPOSES. **(Referred back from Council 11/17/14)**

RESULT: HELD IN COMMITTEE

MOHAMED BALLA, DWM

- 14-O-1538 (4) A SUBSTITUTE ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2015 BUDGET DWM 2001 BOND (5057) BUDGET, IN THE AMOUNT OF TEN MILLION, NINE HUNDRED NINETY-FIVE THOUSAND, ONE HUNDRED ONE DOLLARS AND FIFTY-THREE CENTS (\$10,995,101.53) TO TRANSFER FUNDS FROM REALIGNED, POSTPONED OR DISCONTINUED PROJECTS TO THE CAPITAL PROJECTS RESERVE FOR APPROPRIATIONS; AND FOR OTHER PURPOSES. **(Referred back from Council 11/17/14)**

RESULT: HELD IN COMMITTEE

MOHAMED BALLA, DWM

14-O-1572 (5) AN ORDINANCE BY COUNCILMEMBER HOWARD SHOOK AS AMENDED BY CITY UTILITIES COMMITTEE WAIVING THE SIDEWALK REQUIREMENTS OF SECTION 15-09.003 OF THE CITY OF ATLANTA CODE OF ORDINANCES FOR SUBDIVISION APPLICATION SD-14-016 (190 ALBERTA DRIVE, NE); TO PROVIDE THAT IN LIEU OF THE REQUIRED SIDEWALKS AT THE SUBDIVISION SITE, THE DEVELOPER OF THE SUBDIVISION SHALL CONSTRUCT SIDEWALKS OF EQUAL OR GREATER LENGTH ALONG THE FRONTAGE OF 3715 AND 3731 WIEUCA ROAD; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE AS AMENDED

AYES: Archibong, Young, Jr., Adrean, Wan

ABSENT: Dickens, Sheperd, Shook

NINA GENTRY, OFFICE OF PLANNING

14-O-1573 (6) AN AMENDED ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2015 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF THIRTY MILLION DOLLARS AND ZERO CENTS (\$30,000,000.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO THE LISTED RAW WATER DELIVERY PROJECTS; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE AS AMENDED

AYES: Archibong, Young, Jr., Adrean, Wan

ABSENT: Dickens, Sheperd, Shook

COMMISSIONER JOANN MACRINA, DWM

MOHAMED BALLA, DWM

BROTHER ANTHONY MUHAMMAD, PUBLIC SPEAKER

I. RESOLUTIONS

14-R-4455 (7) A RESOLUTION BY COUNCILMEMBER C. T. MARTIN AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE A LOCAL MAINTENANCE AND IMPROVEMENT GRANT APPLICATION FOR FY 2015 WITH THE GEORGIA DEPARTMENT OF TRANSPORTATION FOR PARTICIPATION AND FUNDING TO RESURFACE CERTAIN CITY STREETS IN CONNECTION WITH THE LOCAL MAINTENANCE AND IMPROVEMENT GRANT AGREEMENT PROGRAM; AND FOR OTHER PURPOSES.

RESULT: FORWARDED WITH NO RECOMMENDATION

COMMISSIONER RICHARD MENDOZA, DPW

BROTHER ANTHONY MUHAMMAD, PUBLIC SPEAKER

COUNCILMEMBER C. T. MARTIN, DISTRICT 10

14-R-4456 (8) A RESOLUTION BY COUNCILMEMBER KEISHA LANCE BOTTOMS AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 28 WITH SD&C, INC. FOR FC-4943D, ANNUAL CONTRACT TO CONSTRUCT SIDEWALKS, DRIVEWAYS, CURBS, AND GUTTERS TO ADD FUNDING FOR THE DRAINAGE IMPROVEMENT PROJECTS LOCATED AT NISKEY LAKE TRAIL, MEREDITH DRIVE N.W., AND THE DRAINAGE GI PROJECT LOCATED AT WINALL DOWN ROAD AND VERMONT ROAD ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, IN AN AMOUNT NOT TO EXCEED SEVEN HUNDRED FIFTY FIVE THOUSAND TWO HUNDRED FIFTEEN DOLLARS AND NO CENTS (\$755,215.00); WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE

AYES: Archibong, Young, Jr., Adrean, Sheperd, Wan

ABSENT: Dickens, Shook

COMMISSIONER RICHARD MENDOZA, DPW
MARGARET TANNER, DWM
COMMISSIONER JOANN MACRINA, DWM
RAYMOND WILKE, DWM

14-R-4457 (9) - A RESOLUTION BY COUNCILMEMBER IVORY LEE YOUNG, JR. AS AMENDED BY CITY UTILITIES COMMITTEE TO CORRECT RESOLUTION NO. 14-R-3292 BY DELETING THE INCORRECT FORMAL CONTRACT NUMBER FOR AN INTERGOVERNMENTAL AGREEMENT WITH THE UNITED STATES GEOLOGICAL SURVEY, UNITED STATES DEPARTMENT OF INTERIOR FOR WATER QUALITY AND WATER QUANTITY LONG TERM MONITORING NETWORK AND INSERTING IN LIEU THEREOF THE CORRECT FORMAL CONTRACT NUMBER; AUTHORIZING RENEWAL NO. 1 WITH THE UNITED STATES GEOLOGICAL SURVEY, UNITED STATES DEPARTMENT OF INTERIOR FOR AN INTERGOVERNMENTAL AGREEMENT FOR WATER QUALITY AND WATER QUANTITY LONG TERM MONITORING NETWORK, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED SEVENTY-EIGHT THOUSAND, SEVEN HUNDRED TEN DOLLARS AND ZERO CENTS (\$578,710.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5051 (WATER & WASTEWATER REVENUE FUND) 170614 (DWM COMPLIANCE & INSPECTION) 5212001 (CONSULTING/PROFESSIONAL SERVICES) 7210000 (PROTECTIVE INSPECTION ADMINISTRATION; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE AS AMENDED

AYES: Archibong, Young, Jr., Adrean, Sheperd, Wan

ABSENT: Dickens, Shook

MARGARET TANNER, DWM

J. PAPERS HELD IN COMMITTEE

- 14-O-1240 (10) AN ORDINANCE BY CITY UTILITIES COMMITTEE AMENDING CHAPTER 138, ARTICLE IV, SECTIONS 138-76 AND 138-96, AND APPENDIX B, OF THE CITY OF ATLANTA CODE OF ORDINANCES TO INCREASE RESIDENTIAL SIDEWALK INSTALLATION FEES WHEN THE CITY OF ATLANTA DIRECTLY PROVIDES THE INSTALLATION SERVICES; AND FOR OTHER PURPOSES. **(Public Hearing held 5/27/14) (Held 5/27/14 to be reviewed by the NPUs)**

RESULT: HELD IN COMMITTEE

- 14-O-1241 (11) AN ORDINANCE BY CITY UTILITIES COMMITTEE AMENDING CHAPTER 130, (“SOLID WASTE MANAGEMENT”), ARTICLE II, (“MUNICIPAL COLLECTION AND DISPOSAL SYSTEM”), DIVISION 1, (“GENERALLY”) AT SECTION 130-44 OF THE CITY OF ATLANTA CODE OF ORDINANCES SO AS TO ESTABLISH A PERMITTING SYSTEM FOR COMMERCIAL SOLID WASTE COLLECTION AND HAULING SERVICES BY PRIVATE SERVICE PROVIDERS WITHIN THE CITY OF ATLANTA; TO IMPOSE APPLICATION FEES, PERMIT FEES AND INFRASTRUCTURE MAINTENANCE FEES; TO ESTABLISH WASTE STREAM REPORTING REQUIREMENTS; TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO CREATE THE ACCOUNTS NECESSARY TO PLACE SAID INFRASTRUCTURE MAINTENANCE FEE IN A RESERVE FOR INFRASTRUCTURE MAINTENANCE EXPENSES; AND FOR OTHER PURPOSES. **(Public Hearing held 5/27/14) (Held 5/27/14 to be reviewed by the NPUs)**

RESULT: HELD IN COMMITTEE

- 14-O-1242 (12) AN ORDINANCE BY CITY UTILITIES COMMITTEE AMENDING CHAPTER 138, “STREETS, SIDEWALKS AND OTHER PUBLIC PLACES”, ARTICLE III, “CONSTRUCTION OR EXCAVATION IN THE RIGHT-OF-WAY”, AT SECTION 138-69 OF THE CITY OF ATLANTA CODE OF ORDINANCES SO AS TO ESTABLISH A PAVEMENT DEGRADATION RECOVERY FEE TO BE CHARGED TO THE APPLICANT FOR CONSTRUCTION OR EXCAVATION IN THE RIGHT-OF-WAY PERMITS; AND FOR OTHER PURPOSES. **(Public Hearing held 5/27/14) (Held 5/27/14 to be reviewed by the NPUs)**

RESULT: HELD IN COMMITTEE Next: 12/1/2014 1:00 PM

- 14-O-1361 (13) AN ORDINANCE BY COUNCILMEMBERS MARY NORWOOD, YOLANDA ADREAN, HOWARD SHOOK, CARLA SMITH, NATALYN ARCHIBONG, KEISHA LANCE BOTTOMS, MICHAEL BOND, IVORY L. YOUNG, JR. AND ANDRE DICKENS AS SUBSTITUTED (#2) BY CITY UTILITIES COMMITTEE AMENDING PART 2, CHAPTER 138, ARTICLE 1, SECTION 138-14(B) AND PART 2, CHAPTER 138, ARTICLE 1, SECTION 138-14(D) TITLED “MAINTENANCE OF SIDEWALK AREA”; TO AMEND PART 2, CHAPTER 138, ARTICLE 4, SECTION 138-103 TITLED “INSPECTION AND REPAIR OF SIDEWALKS”; TO EXEMPT SINGLE FAMILY RESIDENCES (R-1 THROUGH R-5); AND FOR OTHER PURPOSES. **(Substituted and held 7/15/14) (Work session held 9/17/14) (Substituted (#2) and held 10/28/14)**

RESULT: HELD IN COMMITTEE

14-O-1460 (14) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2015 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF FOUR HUNDRED EIGHTY-THREE THOUSAND, FIVE HUNDRED EIGHTY-TWO DOLLARS AND ZERO CENTS (\$483,582.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVES FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE HEMPHILL RESERVOIR NO. 1 EMBANKMENT REPAIR PROJECT; AND FOR OTHER PURPOSES. **(Held 9/23/14 at the request of the Department)**

RESULT: HELD IN COMMITTEE

14-R-4237 (15) A RESOLUTION BY COUNCILMEMBER NATALYN M. ARCHIBONG TO AUTHORIZE PAYMENT OF STIPULATED PENALTIES IMPOSED BY THE ENVIRONMENTAL PROTECTION AGENCY (EPA) AND THE ENVIRONMENTAL PROTECTION DIVISION OF THE DEPARTMENT OF NATURAL RESOURCES OF THE STATE OF GEORGIA (EPD) IN THE AMOUNT OF EIGHT THOUSAND, FIVE HUNDRED DOLLARS AND 00/100 (\$8,500.00) AS STIPULATED PENALTIES FOR THE VIOLATION OF TOTAL CHLORINE RESIDUAL OPERATIONAL STANDARD AT THE CUSTER AVENUE CSO ON JULY 19, 2014 PURSUANT TO THE CSO CONSENT DECREE, CIVIL ACTION FILE NO. 1:95-CV-2550-TWT; TO IDENTIFY THE SOURCE OF FUNDING; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE ON SUBSTITUTE

AYES: Archibong, Young, Jr., Adrean, Sheperd, Wan

ABSENT: Dickens, Shook

MARGARET TANNER, DWM

14-C-5124 (16) A COMMUNICATION BY COUNCILMEMBERS MARY NORWOOD, POST 2 AT-LARGE, NATALYN M. ARCHIBONG, DISTRICT 5, ALEX WAN, DISTRICT 6, HOWARD SHOOK, DISTRICT 7 AND YOLANDA ADREAN, DISTRICT 8 SUBMITTING THE APPOINTMENT OF MATT ALTMAN FOR CONSIDERATION TO SERVE AS A MEMBER OF THE PEOPLE TV BOARD OF DIRECTORS. THIS APPOINTMENT IS FOR A TERM OF TWO (2) YEARS SCHEDULED TO BEGIN ON THE DATE OF COUNCIL CONFIRMATION. **(Held 11/10/14 waiting for the Appointee to appear before the committee)**

RESULT: HELD IN COMMITTEE

K. LEGISLATION ITEMS NOT ON THE AGENDA

14-R-4493 (1) A RESOLUTION BY CITY UTILITIES COMMITTEE TO CORRECT RESOLUTION
*** NUMBER 14-R-4452 ADOPTED BY THE ATLANTA CITY COUNCIL ON NOVEMBER 17, 2014 TO REFLECT FIFTY ONE THOUSAND EIGHT HUNDRED DOLLARS AND NO CENTS (\$51,800.00) IN THE NOT TO EXCEED AMOUNT; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE

AYES: Archibong, Young, Jr., Adrean, Sheperd, Wan

ABSENT: Dickens, Shook

COMMISSIONER RICHARD MENDOZA, DPW

14-R-4494 (2)

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE, TO ISSUE A TASK ORDER TO ARCADIS/BRINDLEY, PIETERS AND ASSOCIATES, INC., A JOINT VENTURE FOR FC-4906A, ANNUAL CONTRACT FOR ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, TO ASSIST WITH DEVELOPING A COMMUNICATION AND WEBSITE PLAN FOR THE 2015 INFRASTRUCTURE BOND PROGRAM ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FORTY THREE THOUSAND EIGHT HUNDRED SIXTY FIVE DOLLARS AND NO CENTS (\$243,865.00); WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM THE VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE

AYES: Archibong, Young, Jr., Adrean, Sheperd, Wan

ABSENT: Dickens, Shook

COMMISSIONER RICHARD MENDOZA, DPW
KATRINA TAYLOR PARKS, DEPUTY COS

L. REQUESTED ITEMS

2/28/14

1. The Commissioner of Watershed Management will brief the Chair every two weeks on the Department's Implementation of Measures required by the Department of Homeland Security per Full Council Amendment to Ordinance 14-O-1064 on 2/3/14.

5/13/14

2. The Department of Watershed Management is to review the Tiered structure of the water usage chart to see if it is equitable to all rate payers.

6/24/14

3. Councilmember Natalyn Archibong made a request to receive updates on the Proctor Creek Program.
4. Councilmember Archibong requested an update on The Sidewalk Pilot Program using other material (recycled rubber) for sidewalks in Candler Park and Lake Claire.
5. Councilmember Shook requested a report on the steps that are being made to recoup funds from the BeltLine to the Department of Watershed Management.
 - a. How much money does the Beltline owe the Department of Watershed Management as it relates to the Bellwood Quarry?
6. The members of the City Utilities Committee made the following request:
 - a. Get with Mrs. Berg of the Sidewalk Task Force and provide a breakdown of the \$6,000.00 average sidewalk repair cost mentioned in her presentation. - DPW
 - b. How much has the city spent on bike lanes in the City of Atlanta? DPW

9/9/14

7. Councilmember Adrean requested the Department of Watershed Management provide a finance plan from the September 4, 2014 Work Session and a copy of the framework that will pay for the Capital Improvement Projects.

10/14/14

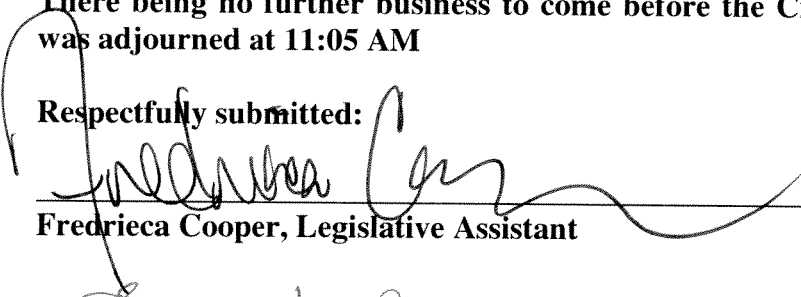
8. Councilmember Sheperd requested Staff to schedule a tour of the People TV Studio.

M. COMMENTS FROM THE PUBLIC (2 MINUTES)


BROTHER ANTHONY MUHAMMAD, PUBLIC SPEAKER

There being no further business to come before the City Utilities Committee the meeting was adjourned at 11:05 AM

Respectfully submitted:



Fredriecca Cooper, Legislative Assistant



Santana Kempson Wright, Research & Policy Analyst



The Honorable Natalyn Mosby Archibong, Chair